Section 5-1400 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36

37

38 39

40

41 42

43

5-1401

Buffering and Screening.

Purpose. The purpose and intent of this Section is to facilitate the creation of a convenient, attractive and harmonious county; to conserve natural resources including adequate air and water; to preserve the character of an area by preventing or mitigating the harmful effects of one use on another use; and to preserve and promote the health, safety and general welfare to the public. More specifically, this Section is intended to mitigate the effects of uses on adjacent uses by requiring a screen and/or buffer between the uses in order to minimize the harmful impacts of noise, dust and other debris, motor vehicle headlight glare or other artificial light intrusion, and other objectionable activities or impacts conducted on or created by an adjoining or nearby use. Also, this Section is intended to require the landscaping of parking lots in order to reduce the harmful effects of heat and noise and the glare of motor vehicle lights; to preserve underground water reservoirs and to permit the return of precipitation to the ground water strata; to enhance the natural drainage system and ameliorate storm water drainage problems; to reduce the level of carbon dioxide and return pure oxygen to the atmosphere; to prevent soil erosion; and to provide shade.

5-1402 Applicability.

- The provisions of this Section shall apply to all development where site (A) plans and/or subdivisions are filed in accordance with the provisions of Section 6-700 of this Ordinance or the Land Subdivision and Development Ordinance.
- (B) The provisions of this Section are intended to complement the regulations of Section 5-1300 of this Ordinance. Trees planted to fulfill the Canopy requirements of Section 5-1300 may also fulfill the Buffering and Screening requirements of this Section. However, where any provision of this Section imposes restrictions or standards different from those of Section 5-1300 or any other County ordinance or regulation or other provision of law, whichever provisions are more restrictive or impose higher standards shall control, unless the intent is clearly otherwise.

5-1403 Standards. The following standards shall apply to the installation and maintenance of all landscaping and screening required by the provisions of this Section.

> (A) The planting and maintenance of all trees and shrubs shall be in accordance with the provisions of Facilities Standards Manual, and the following requirements:

- (1) The installation of all landscaping shall be done following the procedures established by the American Association of Nurserymen.
- (2) At the time of planting, all canopy trees shall have a minimum caliper of one (1) inch dba, and all understory trees shall have a minimum height of six (6) feet. Evergreen trees shall be a minimum of six (6) feet in height. Evergreen shrubs shall have a minimum height of thirty (30) inches. Dwarf deciduous shrubs shall have a minimum height of eighteen (18) inches.
- (B) Existing vegetation which is suitable for use in compliance with the requirements of this Section, when supplemented by new vegetation, if needed, so as to provide buffering and screening in accordance with the purpose and intent of this Section, may and should be used as required planting.
- (C) In addition to the standards set forth in this Section, the Board of Supervisors or the Board of Zoning Appeals may require more stringent requirements as part of an approval action of a special exception, variance, or as part of proffered conditions.
- (D) All landscaping shall permit site distances consistent with all current code requirements of Loudoun County and VDOT.

5-1404 Landscaping Plan.

- (A) Except as permitted by the provisions of Section 5-1305 below, a landscaping plan, including a parking lot landscape and screening plan, shall be submitted as part of every final site plan required by the provisions of Section 6-701.
- (B) Such landscaping plans shall be drawn to scale, including dimensions and distances, and shall delineate existing and proposed buildings, parking spaces or other vehicle areas, access aisles, driveways, and the location, size, and description of all landscaping materials and the installation schedule if materials are to be installed in phases extending beyond 90 days from the date of occupancy of the building or structure to which they are appurtenant.
- (C) The landscaping measures, as required by this Section shall be shown on such initial plan and shall be completed or bonded in accord with current County policy according to specifications prior to approval of any Certificate of Occupancy.

A3-2

5-1405 Buffer Yards and Screening, General Provisions.

- (A) Buffer yards and screening shall be provided in accordance with the Buffer Yard and Screening Matrix set forth in Section 5-1414(A), and in accordance with the provisions of this Section and Section <u>5-1406</u>, 5-1407 and 5-1408 below.
- (B) Buffer yards and screening shall be provided within the zoning district and on the lot whose use is indicated in the left column of the matrix where it is contiguous or across the street from land used or zoned for uses indicated across the top of the matrix.
- (C) Where the structure or lot or development is to contain more than one use or category of uses as presented in the matrix, the more stringent requirements of the matrix shall apply; provided, however, that the Zoning Administrator may reduce and/or modify the requirements of the matrix upon a finding that the need for the more stringent requirements has been partially mitigated or eliminated by the arrangement of uses.
- (D) The uses in the matrix are listed in abbreviated form. Other similar uses, as may be included in a listing presented in the district regulations, shall be subject to the same regulations as are presented for a use listed on the matrix.
- (E) In those instances where a proposed use and/or an existing use on the abutting property is not listed in the matrix, the Zoning Administrator, using the matrix as a guide, shall determine to what extent buffering and screening shall be provided.
- (F) In addition to the standards set forth in herein for a particular use, all uses allowed by special exception, or variance in a given district, shall be required to provide buffer yards as determined by the BZA or Board of Supervisors, as the case may be, using the matrix as a guide.

Determination of Buffer Yard Requirements. To determine the type of buffer yard required between two (2) adjacent parcels or between a parcel and a use across the street, refer to the buffer yard and screening matrix, and identify the buffer yard required pursuant to one of the following procedures:

(A) Proposed development adjacent to an improved property that is a pre-existing use which existed prior to the effective date of this Ordinance.

- (1) If the proposed use is in the same land use category or is a more intensive than the pre-existing use, the proposed use must provide the buffer yard type as required by the Buffer Yard and Screening Matrix.
- (2) If the proposed use is less intensive than the pre-existing use, the proposed use must provide the buffer yard type that would have been provided by the existing more intensive use as if it were subject to the requirements herein.
- (3) The Zoning Administrator may waive reduce and/or modify the requirement if it presents a substantial hardship or is considered unnecessary as identified in Section 5-1409.
- (B) **Proposed development adjacent to a use developed subsequent to the effective date of this Ordinance.** The proposed use must install plant units in order to bring the total buffer yard required between the two uses into conformance with the Buffer Yard and Screening Matrix.
- (C) **Proposed Development Adjacent to a Vacant Property.** To determine the buffer yard type for a proposed development which will be constructed adjacent to vacant land, the Zoning Administrator must first make a determination on the probable future use of the adjacent vacant land, using the Comprehensive Plan, Zoning Ordinance and Zoning District Map.
 - (1) If the proposed use is more intensive than the probable future use of adjacent vacant land, as determined by the Zoning Administrator, then the proposed use must provide a buffer as required by the Buffer Yard and Screening Matrix.
 - (2) If the subsequent use of the adjacent vacant land is more intensive than the probable use determined by the Zoning Administrator, and the subsequent use is required to provide a buffer prescribed in the Buffer Yard and Screening Matrix, the buffer yard installed by the first use may be taken into consideration by the Zoning Administrator in considering a reduction of required buffer.
 - (3) If the subsequent use of the adjacent vacant land is less intensive than the probable use determined by the Zoning Administrator, the subsequent use must install the difference between the plant units installed by the pre-existing adjacent use and the number of plant units required by the Buffer Yard and Screening Matrix.

- (4) If the proposed use is less intensive than the probable future use of the vacant land, as determined by the Zoning Administrator, no buffer yard shall be required of the proposed use.
- (D) Contractual Reduction of Buffer Yard Abutting Vacant Land. When a land use is proposed adjacent to vacant land, the owners of both parcels may enter into a contractual relationship to provide for a buffer yard equivalent to the buffer yard which shall ultimately be required. Such a contract shall include:
 - (1) A statement by the owner of the vacant land of an intent to develop at no greater than a specified land use category consistent with reduced buffer yards.
 - (2) An agreement that the owner of the vacant land assumes all responsibility for additional buffer yards required by the development of his parcel with a more intense use than had been agreed upon.
 - (3) The contract shall be in the form of a covenant or deed restriction, recorded in the Office of the Clerk of the Circuit Court of Loudoun County, Virginia, which shall run with the land.

(E) Special Situations.

- When the adjacent land is used for a wayside stand or other temporary use, the buffer yard type shall be determined as if the adjacent property were vacant as provided in Section 5-1406(C).
- (2) If any property adjoins any existing or planned arterial road, except in the A-3, A-10, AR-1 or AR-2 district or where the Buffer Yard Type 5 is required by this Section, the required buffer yard shall be in accordance with Buffer Yard Type 3, however, such buffer yard landscaping shall be supplemented by a landscaped earthen berm at least four (4) feet in height and not to exceed a slope of 2:1. This requirement may be waived modified, and/or reduced, or the location of the required berm may be adjusted by the Zoning Administrator, where necessary to preserve existing mature trees. No buffer yard shall be required for the A-3 and A-10 districts where such property adjoins any existing or planned arterial road.

- (3) If any adjoining property is located within a zoned municipality, the Zoning Administrator shall investigate the applicable municipal zoning district regulations and shall determine which district established by this Ordinance is most equivalent. Requirements for buffer yards shall then be the same as if the adjoining property were zoned in the equivalent County zoning district.
- Notwithstanding the buffering and screening requirements of Sections 5-1414(A) and 5-900(C) for any property that adjoins Route 50 between the Fairfax County line and Lenah Farm Lane on the north side and Lenah Road on the south side, the required buffer yard adjacent to Route 50 shall be in accordance with Buffer Yard Type 5.

5-1407 Buffer Yard and Screening Requirements.

- (A) Location. Buffer yards shall be located along the perimeter of a lot or parcel. Where a parcel extends into the center line of an existing road, the buffer yard shall begin at and extend inward from the ultimate right-of-way line of said road. Buffer yards shall extend to the lot line, parcel boundary or rights-of-way line, except where easements, covenants or natural features may require the buffer yard to be set back from the property line, in which event the buffer yard shall be in addition to such easements, covenants or natural features. Buffer yards shall be provided within the required minimum yard setback areas. If the minimum buffer width is larger than the yard setback, the minimum buffer width must be provided.
 - (1) In the case of driveways, parking areas, and accessory structures permitted within required yard setbacks, at least fifty (50) percent of the area of the required minimum yard setback area shall consist of permeable materials.
 - (2) If parking and/or loading is permitted within the required minimum yard setback area, then Section 5-1413 "Parking Lot Landscaping and Screening Requirements" shall prevail.

(B) Screening Requirements in Buffer Yards.

- (1) Buffer yard requirements are stated in Section 5-1414(B).
- (2) Those plant materials identified in Section 5-1414(C) or their equivalents shall satisfy the requirements of this Section.

(3) Whenever a wall, fence, and/or berm is required within a buffer yard, they shall be provided in addition to the plant units required.

5-1408

5-1409

Use of Buffer Yards. A buffer yard may be used for passive recreation and it may contain pedestrian, bicycle or equestrian trails, provided that: a) minimal plant materials are eliminated, b) the total width of the buffer is maintained, and c) all other regulations of this Ordinance are met. Utility easements may be included within buffer yards provided that the utility requirements and buffer yard requirements are compatible and canopy trees are not planted within said easement. Vehicular entrances may cross a buffer yard. Signs, pursuant to Section 5-1200, may be located in the buffer yards.

Buffer Yard Waivers and Modifications. Buffer yard requirements may be waived or modified by the Zoning Administrator in any of the following circumstances. The Zoning Administrator may attach conditions to any waiver or modification in order to assure that the results of the waiver or modification will be in accordance with the purpose and intent of this Section.

- (A) Where the strict provisions of this Section would reduce the usable area of a lot configuration or size to a point which would preclude a reasonable use of the lot, buffer yards may be waived, reduced and/or modified by the Zoning Administrator, upon showing that the building and/or the yard has been designed to minimize adverse impact through a combination of architectural, landscape and/or other design techniques.
 - The Zoning Administrator may waive, reduce and/or modify buffer yard requirements if in his opinion the topography of the lot providing the buffer yard and the lot being protected is such that the required buffer yard would not be effective.
- (C) The Zoning Administrator may waive, reduce and/or modify buffer yard requirements for single family attached dwelling units where a six (6) foot permanent fence has been provided to enclose a privacy yard (for rear yards and side yards) and such fence is architecturally designed and coordinated with landscape techniques to minimize adverse impact to adjacent properties.
- (D) The Zoning Administrator may waive, reduce or modify buffer yard requirements for any public use when such use has been specifically designed to minimize adverse impact on adjacent properties.
- (E) Buffer Yard Exceptions. When a land use is proposed adjacent to a lake, wetland, or other natural area, which is to remain undeveloped, and which is at least three hundred (300) feet in width, the Zoning

(B)

Administrator may waive, reduce, and/or modify the buffer requirements provided the intent of these regulations are preserved.

- (F) The Zoning Administrator may waive, reduce and/or modify buffer yard requirements for side and rear yards where lots zoned MR-HI, GB, PD-IP, PD-GI, MR-HI or CLI abut, upon finding that such waiver, reduction and/or modification is designed to complement proposed development of existing or proposed uses. In any case, a screen wall of a minimum six (6) foot in height or buffer yard shall be constructed where such side or rear yard is visible from the public right-of-way.
- (G) The Zoning Administrator may waive, reduce and/or modify buffer requirements for a telecommunications monopole which is co-located on a facility which is owned or controlled by a public use or fire and/or rescue company, or in areas planned or zoned for employment and industrial uses where such use is permitted by right, provided the site is architecturally designed and coordinated with landscape techniques to minimize adverse impacts to adjacent properties.
- (H) The Zoning Administrator, upon recommendation by the Loudoun County Sheriff's office, may waive, reduce or modify the screening requirements for any school use, upon finding that the screening requirements obstruct visibility and create a security concern.

5-1410 Maintenance.

- (A) The owner, or his agent, shall be responsible for the maintenance, repair and replacement of all required landscape materials and screening and buffering as may be required by the provisions of this Section.
- (B) All plant material shall be tended and maintained in a healthy growing condition, replaced when necessary and kept free of refuse and debris.
- (C) Fences and walls shall be maintained in good repair. Openings within the barriers may be required by the Zoning Administrator for accessibility to an area for necessary maintenance.
- **5-1411 Bond/Cash Deposit Requirements.** In lieu of installation of the landscape materials prior to occupancy, the applicant may post a bond acceptable to the County, conditioned upon satisfactory installation of the landscaping proposed in the landscape plan.
- **5-1412 Appeals.** Any person aggrieved by a decision of the Zoning Administrator may appeal such decision in accordance with the provisions of Section 6-1700.

5-1413 Parking Lot Landscaping and Screening Requirements.

- (A) General. Parking lot landscape and screening plan shall comply with the general standards in Section 5-1403 and 5-1404.
 - (1) Existing vegetation which is suitable for use in compliance with the requirements of this Section when supplemented so as to provide planting and screening in accordance with the purpose and intent of this Section, may and should be used as required planting. Additionally, vegetation which fulfills the requirements set forth herein for exterior parking lot screening may also be counted toward fulfilling the requirements for buffer yards set forth in other sections of these regulations.
 - When non-residential parking lots, travelways, alleys, loading spaces and like uses adjoin land zoned or planned for residential use, there shall be an opaque barrier constructed to provide a separation between the two uses. This can be achieved by a solid type fence no less than six (6) feet in height, or with densely planted shrubs and berms to provide a visual barrier. Berms shall not exceed a slope of 2:1.

(B) Interior Parking Lot Landscaping.

- (1) Any parking lot, excepting single bay parking lots of twenty (20) spaces or less, shall be provided with landscaped open space along the perimeter of the parking area or areas, in the minimum rate of one (1) canopy tree per ten (10) spaces which shall be so located that no parking space is more than eighty (80) feet from a portion of the landscaped open space or parking island more than eighty (80) feet from a canopy tree. Landscaped areas between parking areas and buildings shall not be considered as interior landscaping.
- (2) The primary landscaping materials used in parking lots shall be canopy trees. Where possible, grouping of such trees is encouraged. Shrubs and other live planting materials may be used to complement the tree landscaping, and shall count towards the required landscaping.
- (3) The landscaping areas shall be reasonably dispersed throughout the parking lot, and shall have a minimum width of six (6) feet measured from back of curb. There shall be a minimum six (6)

foot wide (back of curb to back of curb) curbed landscape island at the end of every row of parking - equal in length to the adjoining parking space.

- (4) There shall be a minimum of one (1) canopy tree per required landscape island. Where more than one island is combined in a linear configuration, canopy trees shall be provided at a minimum equal to the number of required landscape islands.
- (5) The interior dimensions of any planting area shall be sufficient to protect all landscaping materials planted therein; in any case a landscaped island shall be protected with a six (6) inch minimum curb.
- (6) Areas used principally for storage of vehicles do not require interior islands if such areas are screened from adjacent properties and public streets in accord with Section 5-1406 and 5-1407.
- (C) **Peripheral Parking Lot Landscaping.** If any parking lot contains ten (10) or more spaces peripheral parking lot landscaping shall be required as follows:
 - (1) When the property line abuts land other than street right-of-way.
 - (a) Except where otherwise stated in this Ordinance, a landscaping strip ten (10) feet in width measured from the edge of pavement, shall be located between the parking lot and the abutting property lines, except where driveways or other openings may necessitate other treatment.
 - (b) Parking and vehicular traffic circulation lanes shall be screened with either berming, landscaping, or a combination of both to a minimum height of thirty (30) inches. Berming height of thirty inches shall not exceed a minimum slope of 2:1.
 - (c) All service areas shall be screened from view through the use of evergreen plant materials and screen walls, compatible with the building design. Service area screen walls, solid fences or fences shall be softened with climbing vines, shrubs, or other plant materials. Plantings shall be a minimum height of six (6) feet and

- totally screen at least 75% of any one wall surface (exclusive of gates).
- (d) All utility equipment (i.e. meters, pedestals, transformers, etc.) not within the screened service area shall have a natural evergreen planting screen provided, but such plantings shall be planned and installed so as not to hinder the installation or maintenance of such utility equipment.
- (e) Peripheral plantings shall include six (6) shrubs per forty (40) linear feet of abutting land, and one of, or a combination of the following, which need not necessarily be installed on center:
 - (i) One understory tree per fifteen (15) linear feet;
 - (ii) One canopy tree per thirty-five (35) linear feet.

(2) Where the property line abuts the street right-of-way.

- (a) Except where otherwise stated in this Ordinance, a landscaping strip ten (10) feet in width, exclusive of a required sidewalk or trail, shall be located between the parking lot and right-of-way line.
- (b) Parking and vehicular traffic circulation lanes shall be screened with either berming, landscaping, or a combination of both to a minimum height of thirty (30) inches. Berming shall not have a slope steeper than 2:1.
- (c) All service and loading areas shall be screened from view through the use of evergreen plant materials and six (6) foot solid fences or screen walls compatible with the building design. Service and loading area screen walls or fences shall be softened with climbing vines, shrubs, or other plant materials. Plantings shall be a minimum mature height of six (6) feet at time of installation and totally screen at least seventy five percent (75%) of any one wall surface (exclusive of gates).
- (d) All utility equipment (i.e. meters, pedestals, transformers, etc.) not within the screened service area shall have a natural evergreen planting screen provided,

but such planting shall be planned and installed so as not to hinder the installation or maintenance of such utility equipment.

- (e) At least one (1) tree for each twenty-five (25) linear feet of land abutting any right-of-way shall be planted in the landscaping strip; however, this requirement shall not be construed as requiring the planting of trees on twenty-five (25) foot centers.
- (f) Where peripheral landscaping required by this Section conflicts with street planting regulations of the Virginia Department of Transportation, the more restrictive standards shall apply.
- (D) **Requirements for Parking Lots in Residential Districts.** Where parking lots for more than ten (10) cars are permitted or required in residential districts, the following provisions shall be complied with:
 - (1) The lot may be used only for parking and not for any type of commercial loading, sales, dead storage, repair work, dismantling or servicing.
 - (2) A ten (10) foot wide landscaped open space area adjoining any street line or any lot zoned or planned for residential uses shall be provided, guarded with wheel bumpers or curb and gutter and planted in grass and/or shrubs.

ADJACENT LAND USE GROUPS

13

PROPOSED LAND USE GROUPS		1	2	3	4	5	6	7	8	9	10	11	12
Group 1	N/A												
Dwelling, Single Family Detached													
Group 2	1	1	1	2	2	2	3	3	4	4	4	4	2
Dwelling, Single Family Attached													
Group 3	1	1	1	2	2	2	3	3	4	4	4	4	2
Dwelling, Multi-Family Congregate Housing Facility Continuing Care Facility Orphanage or other similar institutions						1							
Group 4 Day Care Center Church, Chapel Nursery School Elementary School	2		2	2	2	2	3	3	4	4	4	4	2
ATTACHMENT 3 A3- ZOAM-2006-0002	-13							etion 5-1 (ay 31, 2					

SECTION 5-1414(A) - BUFFER YARD AND SCREENING MATRIX

ADJACENT LAND USE GROUPS

PROPOSED LAND USE GROUPS		1	1	2	3	3	4	5		6	7	8	8	9		10	11	12	2	13
Group 5	2	2	2		2	2		2	3	3		4	4		4	4		N/A		
Middle and High School Community & Recreation Center, and Library Auditorium, Performing Arts Center and Assembly Hall, and Theater (in Municipal and Governmental Building and Structure Fire, Police, and Rescue Station Medical Care Facility Hospital																				
Group 6	2	2	2		2	2		N/A	4	N/A		N/A		3	4	4	4	4		N/A
Financial Institution Office Business Service Establishment Retail Sales Establishment Health & Fitness Center Funeral Home, Mortuary, Crematory Personal Service Establishment Group 7 Restaurant Hotel and Motel	3	3	3		3	3		N/A		N/A		N/A		3	2	4	4	4		N/A
ATTACHMENT 3 A ZOAM-2006-0002	A3-14											5-1400 1, 2000								

SECTION 5-1414(A) - BUFFER YARD AND SCREENING MATRIX - ATTACHMENT A

ADJACENT LAND USE GROUPS

PROPOSED LAND USE GROUPS			1	2	í	3	4	5	6	7	8	9	1	.0	11	12	13
Group 8	3	3	3	3	3	3	2	2	N/A	N/A		N/A	4		4	4	N/A
Drive-in Bank Facility Fast Food Restaurant Drive Through Restaurant Auto Service Station Car Wash Mobile Home Sales and Service Motor Vehicle Sales and Service Parking Lot/Valet Service																	
Group 9 Utility Transmission Facility Public Utility Service Center, Storage Yard Telecommunication Facility Radio & Television Broadcasting Station including Recording Studio Municipal or Governmental Storage Yards & Related Facility Water Treatment and Distribution Facility Kennel, outdoor	4	4			4	4			4	N/A	N	'A	4	4	4	N/#	A

ATTACHMENT 3 A3-15 ZOAM-2006-0002 Section 5-1400 May 31, 2006

SECTION 5-1414(A) - BUFFER YARD AND SCREENING MATRIX - ATTACHMENT A

ADJACENT LAND USE GROUPS

PROPOSED LAND USE GROUPS		1	2	3	4	5	6	7	8	9	10	11	12	13
Group 10	4	4	4	4	4	4	4	4	4	4	4	4	4	
Bus, Rail, and Truck Terminal Long Term Vehicle Storage Warehousing & Storage Facility Newspaper Offices and Distribution Service Lumber & Building Material Yard and Storage Facility Wholesale Trade Office and Storage Facility Heavy Equipment Sale, Rental, and Service Sand, Gravel, Coal & Earth Sales and Storage Facility Boat Sales, Storage and Service Recycling Center Vehicle Wholesale Auction														
Group 11 Wholesale Printing Laundry, Cleaning, and Dyeing Plant Facilities for Manufacturing, Processing, Assembly, Packaging, Bottling, and Canning	4	4	4	4	4	4	4	4	4	4	4	4	4	

ATTACHMENT 3 ZOAM-2006-0002 A3-16

Section 5-1400 May 31, 2006

SECTION 5-1414(A) - BUFFER YARD AND SCREENING MATRIX - ATTACHMENT A

ADJACENT LAND USE GROUPS

PROPOSED LAND USE GROUPS		1	2	3	4	5	6	7	8	9	10	11	12	13
Group 12	4	4	4	4	4	4	4	4	4	4	4	4	4	
Asphalt or Concrete Mixing Plant General Construction Company, including Hauling, Road Paving, Roofing, and Sew Metal Fabrication Shop Metal Salvage and Open Storage Yard and Operation Agriculture Processing Facility Outdoor Movie Theater Wood Processing Facility or Sawmill Forging Plant Rifle and Pistol Range, outdoor Sewage Treatment Facility Sanitary Landfill Rendering or Tanning Plants Petroleum or Chemical Refining or Production Ship Yards and Boat Manufacture Junk Yard Fuel Sales Group 13 N/A N/A Farming, including livestock and horticultural activity Fur Bearing Animal Raising Stable and Equestrian Center	er 2	2	2	2	N/A		J/A	N/A	I	N/A	N/A	Ŋ	N/A	N/A

ATTACHMENT 3 ZOAM-2006-0002 A3-17

Section 5-1400 May 31, 2006

SECTION 5-1414 B(1) BUFFER YARD TYPE 1

REQUIRED PLANT

UNITS

FRONT YARD BUFFER WIDTH PER 100 LINEAL FEET

10' Minimum 2 Canopy Tree(s)

0 Understory Trees

0 Shrubs

0 Evergreen Trees

REAR YARD BUFFER WIDTH

10' Minimum 1 Canopy Tree(s)

4 Understory Trees

6 Shrubs

0 Evergreen Trees

SIDE YARD BUFFER WIDTH

5' minimum

0 Canopy Tree(s)

4 Understory Trees

6 Shrubs

0 Evergreen Trees

SECTION 5-1414 B(2) BUFFER YARD TYPE 2

REQUIRED PLANT

<u>UNITS</u>

FRONT YARD BUFFER WIDTH PER 100 LINEAL FEET

15' Minimum 3 Canopy Tree(s)

2 Understory Trees

10 Shrubs

0 Evergreen Trees

REAR YARD BUFFER WIDTH

20' minimum 2 Canopy Tree(s)

6 Understory Trees

10 Shrubs (75% of which must be evergreens)

0 Evergreen Trees

SIDE YARD BUFFER WIDTH

15' minimum

2 Canopy Tree(s)3 Understory Trees8 Shrubs (75% of which must be evergreens)0 Evergreen Trees

SECTION 5-1414 B(3) BUFFER YARD TYPE 3

REQUIRED PLANT UNITS PER 100 LINEAL FEET FRONT YARD BUFFER WIDTH

20' Minimum 3 Canopy Tree(s)

3 Understory Trees

24 Shrubs

0 Evergreen Trees

REAR YARD BUFFER WIDTH

25' minimum 4 Canopy Tree(s)

7 Understory Trees

30 Shrubs (75% of which must be

evergreens)

0 Evergreen Trees

SIDE YARD BUFFER WIDTH

20' minimum 2 Canopy Tree(s)

5 Understory Trees

20 Shrubs

0 Evergreen Trees

STRUCTURE REQUIRED IN REAR YARD

A six foot high stockade fence, providing a minimum opacity of 95%, or a six foot high

masonry wall.

BERM REQUIRED ADJACENT TO

AN ARTERIAL ROAD

An earthen berm with a minimum height of four feet with a slope not to exceed 3:1 planted with turf

ground cover material.

SECTION 5-1414 B(4) BUFFER YARD TYPE 4

FRONT YARD BUFFER WIDTH

REQUIRED PLANT UNITS
PER 100 LINEAL FEET

20' Minimum 4 Canopy Tree(s)

3 Understory Trees

20 Shrubs

0 Evergreen Trees

REAR YARD BUFFER WIDTH

30' minimum 4 Canopy Tree(s)

7 Understory Trees

15 Shrubs

10 Evergreen Trees

SIDE YARD BUFFER WIDTH

20' minimum 2 Canopy Tree(s)

3 Understory Trees

25 Shrubs

6 Evergreen Trees

STRUCTURE REQUIRED IN REAR AND SIDE YARD

* A six foot high masonry wall (poured concrete, cement block, brick, etc.) providing a minimum opacity of 95%, or a stockade fence.

* Note structures are required only where a use abuts a use of a lower intensity as defined on the Buffer Yard and Screening Matrix. Structures are not required between uses of equal intensity.

SECTION 5-1414 B(5) BUFFER YARD TYPE 5

- (a) BUFFER YARD WIDTH: 100' Minimum
- (b) REQUIRED PLANT UNITS PER 100 LINEAR FEET:

4 Canopy Trees

2 Understory Trees

50 Shrubs

2 Evergreen Trees

(c) PLANTING SIZE. Notwithstanding the plant sizes specified in Section 5-1403(A)(2), the plants for the Type 5 Buffer Yard shall be the following minimum sizes at the time of planting:

Canopy trees: 2.5 inch dbh caliper Understory trees: 8 foot height. Evergreen trees: 8 foot height

Shrubs:30 inch height

- (d) PLANT LOCATION: The plants required in paragraph (b) above shall be installed on the parcel as follows:
 - (i) The plants shall be located within the first fifty feet of the required 100 foot Buffer Yard immediately adjacent to the right of way of Route 50.
 - (ii) Each 100 foot segment of frontage shall contain the plants required per 100 linear feet.
 - (iii) The plants shall be located in front of the linear element required in paragraph (f) below.
 - (iv) The plants and the linear element shall be configured to align with the plants and the linear element on adjacent parcels, thereby creating a uniformly landscaped frontage along the right-of-way, where feasible.
- (e) BOULEVARD PLANTINGS. The first 50 feet of the required 100 foot wide

 Buffer Yard immediately adjacent to the right-of-way shall consist of boulevard
 plantings as specified in the Type 5 Buffer Yard Plant List in Section 51414(C)(5) below.
- (f) LINEAR ELEMENT. A linear element of not less that 40% of a parcel's frontage shall be provided within the Buffer Yard and shall consist of a stone faced feature and may also include a fence and/or hedgerow.

- (i) The stone faced feature (i.e. wall, pillar, sign, and the like) shall be faced with materials having characteristics similar to native stone. Notwithstanding the Section 5-200 height limitation for fences in front yards, the stone faced feature shall be a minimum of 3 feet in height. If combined with a fence or hedgerow, the stone faced feature shall have a minimum length equal to 10% of a parcel's frontage.
- (ii) Notwithstanding the height limitation of Section 5-200 for fences in front yards, the fence shall be a maximum height of 4.5 feet, as measured from the ground to its highest point, to include posts or other supporting structures. The fence shall be constructed of wood or a wood-like polymer in a rail, paddock, or horizontal board design and shall have a minimum opacity of 50%.
- (iii) The hedgerow shall consist of a minimum of 10 shrubs planted in a continuous row, planted 36 inches on center and at a minimum height of 30 inches. The shrubs shall be chosen from the Type 5 Buffer Yard Plant List in Section 5-1414(C). The shrubs used in the hedgerow do not count towards fulfilling the required plant units in paragraph (b) above.
- (iv) The linear element is not required to be a continuous element. However, if any portions of the linear elements overlap, then for the length of the overlapping elements only one element can be counted towards satisfying the required length.
- (v) Areas of existing vegetation used to meet the Type 5 Buffer Yard plant requirements shall be excluded for the purposes of calculating the frontage length for determining the required minimum length of the linear element.
- (vi) The linear element does not have to be located parallel to the road, however, the required length is measured parallel to the road.
- (viii) The linear element can be used towards fulfilling the Peripheral Parking Lot Landscaping requirements in Section 5-1413(C).
- reduced to 50 feet subject to the approval of the Zoning Administrator at the time of site plan or preliminary subdivision application. An application for Buffer Yard reduction shall include a demonstration by the applicant that adherence to the 100-foot Buffer Yard requirement would unreasonably constrain development due to topography or lot dimensions. Moreover, evidence shall be provided that all other methods available to alleviate the constraint have been exhausted. The request shall include a plan depicting the Buffer Yard reduction and the quantity, type and location of the plants units required in paragraph (b) above and the linear element required in paragraph (f) above.

(h.) OTHER LANDSCAPING AND SCREENING. Where the Ordinance requires the screening of parking, service and loading areas, and utility equipment from roads, such screening as may be necessary shall be in addition to the Type 5 Buffer Yard plantings and shall be provided within the Type 5 Buffer Yard, but outside of the first 50 feet of the required 100 foot wide Buffer Yard as measured from the right-of-way.



SECTION 5-1414(C)(1)

CANOPY TREE:

A deciduous tree, usually single trunked, with a definitely formed crown of foliage, which attains a mature height of at least 30 feet. Preferred species include, but are not limited to:

Common Name

Botanical Name

American Sycamore Platanus occidentallis Bradford Pear Pyrus calleryana bradford

Crimson King Maple Acer plantanoindes Crimsom King

English Oak Quercus robur
Ginkgo (Male) Ginkgo bilboa
Japanese Pagoda Sophora japonica
Japanese Zelkova Zelkova serrata

Japonica Regent Sophora japonica regent

Littleleaf Linden Tilia cordata

London Plane

Plantanus acerifolia

Norway Maple

Pin Oak

Red Oak

Quercus palustris

Quercus borealis

Pad Maple

Red Oak
Red Maple
Silver Linden
Sugar Maple
Acer rubrum
Tilia tomentosa
Acer saccharum

Sweet Gum

Liquidambar styraciflua

Thornless Honey Locust

Gleditsia triacanthos inermis

Willow Oak Yellowwood Quercus phellos Cladrastis lutea

SECTION 5-1414(C)(2)

EVERGREEN TREES:

A non-deciduous tree used for the purposes of screening, weather barrier, or accent planting. Preferred species include, but are not limited to:

Common Name

American Holly Austrian Pine Dark American Arborvitae Eastern Red Cedar Norway Spruce White Pine

Botanical Name

Llex opaca Pinus nigra Thuja occidentalis nigra Juniperus virginiana Picea abies Pinus strobus



SECTION 5-1414(C)(3)

UNDERSTORY TREE:

A deciduous or evergreen tree which attains a mature height of no greater than 30 feet. Understory trees often times prefer shade and grow naturally under a canopy of larger trees. Preferred species include, but are not limited to:

Common Name

Botanical Name

American Plum Amur Maple Dogwood Downy Serviceberry Flowering Cherry Flowering Crabapple Golden Raintree

Golden Chain Purple Leaf Plum Red Bud Shadblow Washington Hawthorne

Prunus americana Acer griseum Cornus florida Amelanchier arborea Prunus (various species) Malus (various species) Koelreuteria

Laburnum Vossi Prunus cerasifera bliricana Cercus canadensis

Amelanchier canadensis Crataegus plaenopyrum

SECTION 5-1414(C)(4)

SHRUB:

An evergreen multi-trunked woody plant that usually attains a mature height of no greater than 10 feet. Preferred species include, but are not limited to:

Common Name

Botanical Name

various species
various species
Llex cornuta
Taxus baccata
various species
Llex crenata
Taxus cuspidata
various species
various species
various species



SECTION 5-1414(C)(5): PERMITTED TYPE 5 BUFFER YARD PLANTS

(a) General Requirements

(i) For the purpose of reducing the monoculture disease risk, no one plant species can be used for more than 300 linear feet of frontage.

(b) Boulevard Plants – Permitted Canopy Trees

Botanical Name	Common Name	Acceptable Varieties	Suitability	<u>Comments</u>
		<u>& Cultivars</u>		
Acer rubrum cvs.	Red Maple	'Brandywine'		
		'Red Sunset'		
		'October Glory'		
Acer saccharum cvs.	Green Mountain Sugar	'Green Mountain'		
	<u>Maple</u>			
Aesculus hippocastanum	<u>Horsechestnut</u>			
Fagus grandifolia	American Beech			
Fagus sylvatica evs.	European Beech	<u>Various</u>		
Liquidambar styraciflua cvs.	Sweetgum	<u>Various</u>		
<u>Platanus x acerifolia cvs.</u>	London Plane Tree	<u>'Bloodgood'</u>		
<u>Platanus occidentalis</u>	American Sycamore			
<u>Quercus falcata</u>	Southern Red Oak			
<u>Quercus phellos</u>	Willow Oak			
<u>Quercus shumardii</u>	Shumard Oak			
<u>Ulmus Americana cvs.</u>	American Elm	'New Harmony'		
<u>Ulmus parvifolia cvs.</u>	Lacebark Elm	<u>Various</u>		

(c) Boulevard Plants – Alternative Canopy Trees

The following canopy trees can be used as a substitute to the required canopy trees if approved by the Zoning Administrator.

Botanical Name	Common Name	Acceptable Varieties & Cultivars	Suitability	Comments
Betula nigra	River Birch	<u>'Heritage'</u>	Best adapted to moist soils; suitable for areas that are wet for a portion of the year, yet dry in summer and fall	
Carya spp.	Hickory			1" caliper allowed
Gleitsia triacanthos var. inermis	Thornless Common	<u>'Skyline'</u>		Some disease and
cvs.	Honeylocust	'Moraine'		insect problems
Populus deltoides cvs.	Eastern Cottonwood	<u>Various</u>	Riparian areas only	
Quercus bicolor	Swamp White Oak		Moist bottomlands and	
			<u>streambanks</u>	
<u>Salix nigra</u>	Black Willow		Riparian areas only	
Taxodium distichum cvs.	<u>Baldcypress</u>	<u>Various</u>	Both wet areas and upland sites	<u>Deciduous conifer</u>



(d) Non-Boulevard Plants – Permitted Canopy Trees

Botanical Name	Common Name	Acceptable Varieties	Suitability	<u>Comments</u>
A 1 C	W II D I	<u>& Cultivars</u>		
<u>Aesculus flava</u>	Yellow Buckeye			
<u>Betula lenta</u>	Black Birch			
Celtis occidentalis cvs.	<u>Hackberry</u>	<u>Various</u>		
Fraxinus Americana cvs.	White Ash	<u>Various</u>		
Fraxinus pennsylvanica cvs.	Green Ash	<u>Various</u>		
Nyssa sylvatica & cvs.	Black Gum	<u>Various</u>		Deep tap root;
				large calipers not
				<u>recommended</u>
Ostrya virginiana	Eastern Hophornbeam			
<u>Prunus serotina</u>	Black Cherry			
Quercus acutissima	Sawtooth Oak			
<u>Quercus alba</u>	White Oak			
Quercus coccinea	Scarlet Oak			
Quercus laevis	Turkey Oak			
Quercus nuttallii	Nuttall Oak			
Quercus palustris	Pin Oak		Open areas	
Quercus prinus	Chestnut Oak			
<u>Quercus rubra</u>	Northern Red Oak			
Quercus robur	English Oak			
Quercus stellata	Post Oak			
Quercus virginiana	Live Oak			

ATTACHMENT 3 ZOAM-2006-0002

(e) Boulevard Plants – Permitted Evergreen Trees

Botanical Name	Common Name	Acceptable Varieties	Suitability	Comments
		<u>& Cultivars</u>		
Cedrus deodara & cvs.	Deodara Cedar	<u>Various</u>		
Cryptomeria japonica cvs.	Lobbii Japanese	<u>'Lobbii'</u>		
	<u>Cryptomeria</u>			
<i>Ilex x attenuatta</i> cvs.	Foster's Hybrid Holly	<u>'Fosteri' (Foster's # 2)</u>		
<i>Ilex x</i> 'Nellie Stevens'	Nellie R. Stevens Holly			
<u>Ilex opaca</u>	American Holly			
Juniperus virginiana & cvs.	Eastern Redcedar	<u>Various</u>		
Magnolia grandiflora cvs.	Southern Magnolia	'Claudia Wannamaker'		
		<u>'Edith Bogue'</u>		
Magnolia virginiana var.	Sweetbay Magnolia			
<u>australis</u>				
<u>Picea abies</u>	Norway Spruce			
Picea orientalis & cvs.	Oriental Spruce	<u>Various</u>		
Pinus strobus & cvs.	White Pine			
<u>Pinus taeda</u>	Loblolly Pine			
Pinus virginiana	Virginia Pine			

ATTACHMENT 3
ZOAM-2006-0002

A3-32
Section 5-1400
May 31, 2006

(f) Boulevard Plants – Permitted Understory Trees

Botanical Name	Common Name	Acceptable Varieties	Suitability	Comments
		<u>& Cultivars</u>		
Acer buergerianum	Trident Maple			
<u>Aesculus sylvaticum</u>	Painted Buckeye			
Amelanchier canadensis cvs.	Shadblow Serviceberry	'Autumn Brilliance'		
<u>Amalanchier laevis</u>	Allegheny Serviceberry			
<u>Asimina triloba</u>	<u>Pawpaw</u>			
<u>Carpinus caroliniana</u>	American Hormbeam			
<u>Castanea pumila</u>	Allegheny Chinkapin			
Cercis canadensis cvs.	Eastern Redbud	<u>Various</u>		
Cornus kousa cvs.	Kousa Dogwood	<u>Various</u>		
Crataegus viridis cvs.	Green Hawthorn	'Winter King'		
Diospyros virginiana	<u>Persimmon</u>			
Halesia carolinanum & cvs.	Silverbell	<u>Various</u>		
Koelreuteria paniculata & cvs.	Golden Raintree	<u>Various</u>		
Magnolia x 'Ballerina'	Ballerina Magnolia			
Oxydendron arboretum	Sourwood			
Parrotia persica & cvs.	Persian Perrotia	<u>Various</u>		
<u>Sassafras albidum</u>	<u>Sassafras</u>			
Stewartia pseudocamellia	Japenese Stewartia			
Styrax japonicus evs.	Japenese Snowbell	Various		

ATTACHMENT 3 ZOAM-2006-0002

(g) Boulevard Plants – Permitted Hedgerow Shrubs

Botanical Name	Common Name	Acceptable Varieties	Suitability	Comments
		<u>& Cultivars</u>		
Buxus microphylla cvs.	<u>Littleleaf Box</u>	<u>Various</u>		
Buxus sempervirens cvs.	Common Box	<u>Various</u>		
Calycanthus floridus cvs.	Sweetshrub	<u>Various</u>		
<u>Ilex glabra cvs.</u>	Inkberry	<u>'Nigra'</u>		
		<u>Various</u>		
Myrica cerifera cvs.	Southern Waxmyrtle	<u>Various</u>		
Prunus laurocerasus cvs.	Cherrylaurel	<u>'Otto Luyken'</u>		'Schipkaensis'
		'Schipkaensis'		planted 48 inches
				<u>on center</u>

(h) Boulevard Plants – Permitted Non-Hedgerow Shrubs

Botanical Name	Common Name	Acceptable Varieties	Suitability	<u>Comments</u>
		<u>& Cultivars</u>		
Aronia arbutifolia cvs.	Red Chokeberry	<u>'Brilliantissima'</u>		
Buddleia davidii cvs.	Butterfly Bush	'Black Knight'		
		'Nanho Blue'		
Callicarpa dichotoma evs.	Purple Beautyberry	<u>Various</u>		
Caryopteris x clandonensis cvs.	Bluebeard	'Heavenly Blue'		
Chimonanthus praecox	Fragrant Wintersweet			
Clethra alnifolia cvs.	Summersweet Clethra	'Hummingbird'		
Cornus alba cvs.	Tatarian Dogwood	<u>Various</u>		
Cornus sericea cvs.	Redosier Dogwood	<u>Various</u>		
Corylopsis pauciflora	Buttercup Winterhazel			
Corylopsis spicata	Spike Winterhazel			
Cotinus coggygria cvs.	Common Smoketree	<u>Various</u>		
Cotinus obovatus	American Smoketree			
Fothergilla gardenia cvs.	Dwarf Fothergilla	<u>Various</u>		
Fothergilla major cvs.	Large Fothergilla	<u>Various</u>		

Hamamelis mollis cvs.	Chinese Witchhazel	Various
Hamamelis vernalis cvs.	Vernal Witchhazel	Various
Hamamelis virginianan cvs.	Common Witchhazel	<u>Various</u>
Hamamelis x intermedia cvs.	Witchhazel Hybrid	<u>Various</u>
Hydrangea macrophylla cvs.	Bigleaf Hydrangea	'All Summer Beauty'
Hydrangea quercifolia cvs.	Oakleaf Hydrangea	<u>'Snow Queen'</u>
<i>Ilex verticillata</i> cvs.	Winterberry	<u>'Red Sprite'</u>
		<u>'Sparkleberry'</u>
Itea virginica cvs.	Virginia Sweetspire	"Little Henry"
Juniperus conferta cvs.	Shore Juniper	<u>'Blue Pacific'</u>
Juniperus chinensis cvs.	Chinese Juniper	Var. sargentii 'Henry'
Kalmia latifolia cvs.	Mountain Laurel	<u>Various</u>
Rosa cvs.	Rose	<u>'Elsie Mae'</u>
		<u>'Knock Out'</u>
		<u>'Pink Knock Out'</u>
Spiraea x bumalda cvs.	Bumald Spirea	<u>'Limemound'</u>
		<u>'Norman'</u>
<u>Viburnum carlesii cvs.</u>	Koreanspice Viburnum	<u>Various</u>
Viburnum dilatatum cvs.	<u>Linden Viburnum</u>	<u>'Erie'</u>
		<u>'Iroquois'</u>
		<u>'Catskill'</u>
<u>Viburnum nudum cvs.</u>	Smooth Witherod	<u>'Winterthur'</u>
<u>Viburnum plicatum var.</u>	<u>Doublefile Viburnum</u>	<u>'Mariesii'</u>
tomentosum cvs.	Λ	<u>'Shasta'</u>
<u>Vibernum setigerum cvs.</u>	<u>Tea Viburnum</u>	Various
<u>Viburnum sieboldii cvs.</u>	Siebold Viburnum	<u>'Seneca'</u>
<u>Viburnum x burkwoodii cvs.</u>	<u>Burkwood Viburnum</u>	<u>'Mohawk'</u>
<u>Viburnum x 'Conoy'</u>	Conoy Viburnum	
<u>Virburnum x 'Eskimo'</u>	Eskimo Viburnum	
<u>Viburnum x juddii</u>	<u>Judd Viburnum</u>	
<u>Viburnum x pragense</u>	Prague Viburnum	
<u>Vitex agnus-castus cvs.</u>	<u>Chastetree</u>	<u>Various</u>